(29)

16/10/07

HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Second Appeal No. 382/2007

APPELLANTS Defendants

1. Bhagwat Prasad S/o Sukhru, aged about 55 years;
2. Virendra Kumar S/o Sukhru, aged about 48 years;
3. Kishan Lal S/o Sukhru, aged 45 years;
4. Manjulata D/o Sukhru, aged 42 years;
5. Dhana Bai, W/o Santosh Ganguli, aged 50 years;
6. Amol Kunwar, Wd/o Sukhru, aged 75 years.

All residents of Champa, District Janjgir, Champa (C.G.)

versus

RESPONDENT/ Plaintiff

Umenda Bai Wd/o Satyanarayan Dewangan, aged 65 years, resident of Ward No. 7, Dewanganpara, Champa, Tahsil Champa, District Janjgir, Champa (C.G.).

Memorandum of Second Appeal Under Section 100 of the Code of Civil Procedure 1908

Present : Shri Vishnu Koshta, counsel for the appellants.
Shri Shri Shree Kumar Agrawal, Senior Advocate with Shri Anand Kumar Gupta, counsel for the respondent/Caveator.

ORAL ORDER
(Passed on 15th October, 2007)

Learned counsel for the appellants sought permission to withdraw the Second Appeal with a prayer that six months' time be granted to the appellants/tenants to vacate the suit accommodation.

2. Learned Senior Advocate appearing for respondent has no objection but states that only six months and no further time should be granted to the appellants/tenants to vacate the suit accommodation.

3. In view of the submission made, the second appeal is dismissed as withdrawn. The appellants/tenants shall vacate the suit accommodation within a period of six months from today without fail.

4. There shall be no order as to costs.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Kvr